**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**
**ORDINARY ORIGINAL CIVIL JURISDICTION**

**NOTICE OF MOTION NO.1209 OF 2007**
**IN**
APPEAL (L) NO.225 OF 2007
IN
SUIT NO.57 OF 2000

Nancy Joe Vaz .. Appellant
V/s
Yucca Gomes & Ors. .. Respondents

Mr.A.B.Ketkar i/by Cr.Bayley & Co.for the Appellant.
Firdos Moosa i/by Mr.Prakash Mahadik for Respondents.

**CORAM : DR.S.RADHAKRISHNAN, &**
**R.S.MOHITE, JJ.**

**DATE : 21st November, 2007.**

**P.C.:**

1. Heard the learned Counsel for the parties. By this Notice of Motion the Appellant is seeking condonation of 66 days delay caused in filing the Appeal. Perused the affidavit in support of the Notice of Motion. For the reasons stated therein sufficient cause is made out for condonation of delay. It appears that the Appellant is aged about 76 years old and is residing at Matheran. There is no case of inaction, negligence or want of bonafide on the part of the Appellant. Hence, Notice of Motion is made absolute in terms of prayer clause (a).

**(R.S.MOHITE, J.)** **(DR.S.RADHAKRISHNAN, J.)**